

Message Text

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ORIGIN EUR-25

INFO OCT-01 ISO-00 SSO-00 NSCE-00 USIE-00 INRE-00 CIAE-00

DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-07 PA-04

RSC-01 PRS-01 SP-03 SS-20 IO-14 SAJ-01 /100 R

DRAFTED BY EUR/CE: GRUECKERT/NCLEDSKY:RF

APPROVED BY EUR MR. STABLER

EUR/CE:SGEORGE

L/EUR:DSMALL

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FM SECSTATE WASHDC

TO USMISSION BERLIN IMMEDIATE

INFO AMEMBASSY BONN IMMEDIATE

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

C O N F I D E N T I A L STATE 082930

E.O. 11652: GDS

TAGS: PGOV, WB, GW, GE

SUBJECT: BRUECKMANN CASE

REF: A. BERLIN 684

B. STATE 81956

1. DEPARTMENT APPRECIATES PROMPT USBER ACTION ON
BRUECKMANN CASE, AND APPROVES PARTICIPATION IN TRIPARTITE
LETTER TO SENATOR KORBER ON APRIL 24. WE WOULD PREFER,
HOWEVER, THAT LETTER BE SOMEWHAT SHORTER THAN THAT CON-
TAINED IN REFTEL A, IF ONLY TO AVOID OFFENDING SENAT WHICH
WILL NOT ENJOY RECEIVING EXHAUSTIVE RECITATION OF ALLIED
POSITION ON CONSTITUTIONAL COURT. ACCORDINGLY, WE WOULD
SUGGEST, IF BRITISH AND FRENCH AGREEMENT CAN BE OBTAINED
WITHOUT GREAT DELAY, DELETING FROM LETTER (A) SECOND
SENTENCE OF FIRST PARAGRAPH, (B) LAST SENTENCE AND SUB-
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SEQUENT QUOTATION IN THIRD PARAGRAPH, AND ALL OF NEXT TWO

PARAGRAPHS. TEXT COULD PICK UP AGAIN WITH FOLLOWING
SENTENCE: "IT IS THEREFORE THE VIEW OF THE ALLIED
KOMMANDATURA THAT THE JUDGMENT OF THE FEDERAL CONSTITUTION-
AL COURT CANNOT BE TAKEN INTO ACCOUNT BY THE BERLIN
KAMMERGERICHT IN THE APPLICATION PRESENTLY BEFORE IT."

2. IN THE INTEREST OF TIME, DRAFT NEED NOT BE RESUBMITTED
TO THE DEPARTMENT BEFORE LETTER IS SENT TO KORBER ALTHOUGH
WE WOULD APPRECIATE RECEIVING BY ELEGRAM FINAL EXT
AGREED BY THREE POWERS.

3. IN ADDITION TO APRIL 24 LETTER, WE ASSUME USBER
RAISING WITH ALLIES POSSIBILITY OF ISSUING BK/O MEN-
TIONED PARA FIVE (B) REFTEL B. KISSINGER

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Message Attributes

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Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: BoyleJA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: GRUECKERT/NCLEDSKY:RF
Enclosure: n/a
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EO Systematic Review
30 JUN 2005

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To: BERLIN
Type: TE
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